

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

ADVANCED CODING TECHNOLOGIES,
LLC,

Plaintiff,

V.

APPLE INC.,

Defendant.

Case No. 2:24-cv-00572-JRG
(LEAD CASE)

JURY TRIAL DEMANDED

ADVANCED CODING TECHNOLOGIES,
LLC,

Plaintiff,

V.

APPLE INC.,

Defendant.

Case No. 2:24-cv-00687-JRG
(MEMBER CASE)

JURY TRIAL DEMANDED

**DECLARATION OF JACK LESLIE IN SUPPORT OF
DEFENDANT APPLE INC.'S MOTION TO DISMISS**

I, Jack Leslie, hereby declare:

1. I am employed by Apple Inc. (“Apple”) in Cupertino, California, where I have worked since 2017. My current title at Apple is Supply Demand Plan Manager. Among other responsibilities, I manage Apple’s supply chain operations with third-party retailers, including Best Buy.

2. I provide this declaration in support of Apple’s motion to dismiss. Unless otherwise indicated below, the statements in this declaration are based upon either my personal knowledge or corporate records maintained by Apple in the ordinary course of business.

3. Apple does not manage the inventory at Best Buy’s stores. When Best Buy purchases Apple products for sale in Best Buy’s stores, Apple typically ships those products to one of Best Buy’s six regional distribution centers, which are located in California, Virginia, Oklahoma, Ohio, New York, and Georgia. Best Buy is then responsible for allocating and distributing that inventory to particular Best Buy stores. Apple has no role in determining how Best Buy distributes Apple products from Best Buy’s distribution centers.

4. Occasionally, Best Buy will request that Apple ship products directly to a particular Best Buy store—for example, if there is a shortage of Apple products at that store. When Apple ships its products to a particular Best Buy store, those shipments are initiated at Best Buy’s request. Apple does not decide what Apple products should be shipped to a particular Best Buy store; Best Buy makes those inventory decisions for itself.

5. Whether shipped to Best Buy’s distribution centers or to particular Best Buy stores, title passes to Best Buy when Apple’s products leave Apple’s warehouses. All inventory of Apple products at Best Buy’s distribution centers or Best Buy’s stores belongs to Best Buy.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: 10-15-2024

A handwritten signature in black ink, appearing to read "Jh Leslie", written over a horizontal line.

Jack Leslie